

**AN ORDINANCE CONCERNING SEPARATION AND RECYCLING OF SOLID WASTE
MATERIALS IN THE TOWN OF LEBANON**

BE IT ORDAINED by the electors at a duly warned meeting:

Sec. 1. Title. The title of this ordinance will be:

AN ORDINANCE CONCERNING THE SEPARATION AND RECYCLING OF SOLID WASTE
MATERIALS IN THE TOWN OF LEBANON.

Sec. 2. Definitions.

- a. Solid Waste. Unwanted and discarded solid materials to include refuse, garbage, rubbish, commercial waste, ashes and recyclable materials.
- b. Recyclable Materials. Any materials which are suitable to separate and use as a product or dispose by some method other than incineration or landfilling. For the purpose of this ordinance, recyclables include those items enumerated and described in detail in Section 3.
- c. Residential Solid Waste. Solid waste generated from real estate containing one or more dwelling units, but not including hospitals, motels, or hotels.
- d. Commercial and industrial solid waste. Waste generated by all non-residential users including, but not limited to retail stores, companies, motels, restaurants, hospitals, etc.

STATEMENT OF PURPOSE:

Whereas, Public Act 90-220 requires each Connecticut municipality to adopt an ordinance or other enforceable legal instrument to assure

local compliance with state re-cycling requirements, and;

Whereas, the separation and re-cycling of solid waste material is a matter of increasing importance and concern to the health, safety and welfare of the residents of the Town of Lebanon and the State of Connecticut and;

Whereas, a coherent program of separation and re-cycling of waste materials within the Town of Lebanon will help to preserve and protect the environment and will be in the best interests of the residents of the Town of Lebanon;

Now therefore BE IT ORDAINED:

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c. Residential Solid Waste. Solid waste generated from real estate containing one or more dwelling units, but not including hospitals, motels or hotels.

d. Commercial and industrial solid waste. Waste generated by all non-residential users including, but not limited to retail stores, companies, motels, restaurants, hospitals, etc.

e. Garbage. All animal, fish, fowl, fruit waste and/or vegetable matter and/or any

combination thereof produced or resulting from the preparation, use, cooking, dealing in or storing of food for human consumption.

f. Rubbish. All refuse matter which is unwanted or discarded including, but not limited to ashes, wood, paper, rags, straw, leather, rubber, tree and shrubbery trimmings, leaves, grass, crockery, oil, tinware, discarded furniture, scrap metal, excelsior, boxes, cartons, glass and cans.

g. Recyclable Materials. Materials which have been so designated in the Lebanon Code of Ordinance. These will include but not be limited to those materials designated as recyclable under the Connecticut General Statutes, as amended, and the regulations of the Connecticut Department of Environmental Protection, as amended, prior to or at the time designated by those statutes and/or regulations.

h. Recycling. The reuse of recovered resources through the processes of sorting, cleaning, treating, and reconstituting materials otherwise destined for disposal.

i. Person. Any individual, organization, trust, foundation, group, association, partnership, corporation, society or any combination of them, whether principal or agent.

j. Collector. Any person who holds himself out for hire to collect garbage, rubbish and recyclable material(s) from residential, business, commercial or other establishments.

k. Definitions. The term "newspaper" as used herein shall be deemed to include paper of the grade commonly referred to as newsprint and distributed at stated intervals, usually daily or weekly having printed thereon news and opinions and containing advertisements and other matters of public interest. The recycling of such materials excludes soiled papers.

l. Magazines. The term "magazines" as used herein shall be deemed to include all magazines or periodicals printed on glossy stock or paper of heavier quality than that commonly recognized as newsprint.

m. Corrugated Cardboard. The term "corrugated cardboard" as used herein shall be deemed to be cardboard which has been processed to have forms or shapes like wrinkles

of folds or into alternating ridges and grooves and is placed between two flat surfaces for the sake of strength and which is commonly used to form cartons.

n. Household Cardboard. The term "household cardboard" as used herein shall be deemed to mean a stiff moderately thick paperboard used in packaging products for household consumption.

o. Yard Waste. The term "yard waste" as used herein shall be deemed to mean fallen leaves. All other wastes are expressly excluded.

p. Aluminum Beverage Container. The term "aluminum beverage container" as used herein shall be deemed to include cans made entirely of aluminum used to hold beverages. Expressly excluded are all cans of other types of materials and other aluminum products.

Sec. 3. Recyclable Materials--Detailed Descriptions. All recyclables accepted by the Town must meet these descriptions or they will be subject to rejection or penalty. (Note: there may be additional requirements for "curbside" collection.)

(1) CARDBOARD--CORRUGATED type only, usually brown in color.

Must not be contaminated by oil, paint, food, waste, etc.

_NO cereal or diaper boxes, etc.

_NO paperboard.

(2&3) GLASS, METAL & PLASTIC FOOD CONTAINERS--a glass or metal

FOOD container of any size used to package food suitable for human or animal consumption.

--Must be a FOOD container; if not, it is NOT ACCEPTABLE.

--Must be made of GLASS or METAL.

--Mix glass and cans together.

--Any color glass is permitted.

--plastic containers.

--NO lids on glass jars.

--Must be free of food residue (rinsing is requested)

--Labels may be left on.

- No styrofoam
- NO light bulbs, windows, plates, ceramics.
- NO junk mail, phone books, etc.
- NO paint cans, aerosol cans, or scrap metal.
- do NOT put in bags or boxes of any kind.

(4) NEWSPAPER--used or discarded newsprint, just the way it is purchased, nothing more.

- may be placed in brown paper bags from FOOD stores.
- do NOT use brown fertilizer, lime, etc. bags.
- do NOT use plastic bags.
- tied with string, but NO wire, nylon, belts, etc.
- NO magazines.
- NO junk mail, phone books, etc.
- NO paperboard (cereal, diaper, & cracker boxes, etc.)
- NO contamination by food, oil, paint, etc.

(5) WHITE OFFICE PAPER--(not required by households) used or discarded high grade WHITE paper including typing, writing, tab cards, printing, computer printing, (greenbar is ok) and photocopying.

- may be shredded.
- NO contamination by paint, food, chemicals, etc.
- white paper reports must have binders removed.
- small staples are allowed, but NO paper clips.
- NO colored paper
- NO newspapers, magazines, or tissues.
- NO envelopes/paper with glued labels/plastic windows.

(6) SCRAP METAL--used or discarded items which consist of predominantly ferrous metals, aluminum, brass, tin, copper, lead, chromium nickel or alloys thereof, EXCEPT metal food containers (See 2 & 3).

- white goods (stoves, refrigerators, etc.) are permitted.
- all items must be free of liquids (no oil in engine block, etc.)
- metal drums or closed containers must be CLEAN and have both ends removed.

- (7) SCRAP TIRES--discarded rubber or synthetic rubber tires for vehicles such as automobiles, trucks, buses, trailers, etc.
--must NOT be shredded or cut apart in any way.
- (8) STORAGE BATTERIES--lead acid batteries used in motor vehicles, boats, tractors, etc.
- (9) WASTE OIL--crankcase oil that has been utilized in internal combustion engines.
 - engine oil ONLY.
 - NO gasoline, kerosene, diesel fuel, etc.
 - NO anti-freeze.
 - NO transmission fluid.
 - NO chemicals.
 - Town accepts only Residential waste oil at the Drop Off area.
- (10) LEAVES--foliage of trees. All leaves must be removed from bags as they are deposited in the Town container.

Sec. 4. Requirements.

The owner or occupant of each residential unit shall keep the recyclables enumerated in Section 3 separate from other waste, prepare them in the manner specified in Section 5, and place them in a separate container for collection. The owner or occupant of each place of business, industry, institution, school, etc...shall either keep the recyclables enumerated in Section 3 separate from other waste or make arrangements for the separation of such items in a manner that will prevent them from being contaminated by food, moisture or dirt, or from being broken.

Sec. 5. Preparation of Recyclables for Collection.

For recyclables from residential units: glass and metal food containers shall be rinsed. Recyclables shall not be mixed with other waste.

Sec. 6. Authorization of Collector/Ownership of Recyclables.

The following entities, and no others, are authorized to collect recyclables in the Town of Lebanon: The Department of Public Works, contractors under contract to the Town of Lebanon and private collectors licensed by the Town.

Sec. 7. Responsibilities of Collectors.

Any collector who has reason to believe that a person from whom he collects solid waste has violated the requirements of Sections 4-6 and Section 8 of this ordinance, shall issue a warning notice to such person.

Sec. 8. Prohibition of Scavenging.

It shall be a violation of this ordinance for any person not authorized by the Town of Lebanon to collect or pick up, or cause to be collected or picked up, any recyclables.

Sec. 9. Alternative Means of Recycling.

The provisions of this ordinance shall not preclude waste generators from donating recyclables to any person, whether operating for profit or not for profit, if such other person disposes of unused recyclables in the manner provided by this ordinance. The provision of this ordinance shall not preclude also shall not preclude waste generators from bringing recyclables to the municipal recycling drop-off center located at Lebanon Landfill.

Sec. 10. Designation of Enforcement Agent.

The Board of Selectmen shall: receive notices of violation from collectors issued under Section 8 of this ordinance and solid waste facilities pursuant to Section 2 (f) of PA 90-220; be responsible for enforcing all provisions of this ordinance.

Sec. 11. Enforcement and Penalties.

It shall be the responsibility of the Board of Selectmen or their agents to enforce the provisions of this ordinance. The following penalties shall apply to violations of the provisions of this ordinance:

- 1) Each commercial collector who violates any provision of this ordinance shall be subject to a fine in an amount not to exceed \$150.00 for a first offense, and a fine in an amount not to exceed \$300.00 for each subsequent offense.

- 2) Any person who violates any provision of Sections 4-7 and Section 9 of this ordinance shall be subject to a written warning for a first offense, and a fine in an amount not to exceed \$100 for each subsequent offense.
- 3) All persons, firms, or corporations and their agents found to have dumped solid waste not generated within the Town of Lebanon or who attempt to represent a load of solid waste as being from the Town of Lebanon will be fined \$1,000.00.

Sec. 12. Recycling Regulations.

The Board of Selectmen shall issue regulations concerning the administration of the Solid Waste/Recycling Program in the Town of Lebanon.

Sec. 13. Acceptance of Solid Waste.

As of January 1, 1991 solid waste which contains recyclable material will not be knowingly accepted for permanent disposal. Solid waste containing recyclable material may be refused entry to the landfill. Continued violations will result in the loss of the privilege to use the landfill. Determination as to the acceptability of the material will be the responsibility of the Landfill Manager or Agent or his appointee.

Sec. 14. Effective Date.

This ordinance will become effective fifteen (15) days after publication.

Effective February 9, 1991.

Dated at Lebanon, Connecticut on this 22nd day of January 1991.

Joyce A. McGillicuddy
Town Clerk

Willimantic Chronicle January 25, 1991